Government of Kerala
1974

Reg. No. K. 107.

KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Revenue (N) Department

NOTIFICATION

No. 61771/N1/71/RD. *Dated, Trivandrum, 15th February* 1974.

S. R. O. No. 132/74.—In exercise of the powers conferred by section 129 of the Kerala Land Reforms Act, 1963 (1 of 1964), the Government of Kerala hereby make the following rules, namely:—

THE KERALA LAND REFORMS (PAYMENT OF COMPENSATION FOR EXCESS LANDS) RULES, 1974

1. *Short title and commencement:* (1) These rules may be called the Kerala Land Reforms (Payment of Compensation for Excess Lands) Rules, 1974.

(2) They shall come into force at once.

2. *Definitions:* In these rules, unless the context otherwise requires—

(a) "Act" means the Kerala Land Reforms Act, 1963 (1 of 1964);

(b) "Bond" means a negotiable bond referred to in sub-rule (1) of rule 5;

(c) "Form" means a form appended to these rules;

(d) "section" means a section of the Act.

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3. *Compensation roll:* (1) The compensation roll prepared by the Land Tribunal under Sub-section (4) of section 90 shall be in Form No. 1.

(2) The Land Tribunal shall, while forwarding a copy of the final compensation roll to the Land Board under sub-section (5) of section 90, send a copy thereof to the landowner, the intermediary the cultivating tenant and each of the holders of encumbrances, maintenance or alimony and other persons whose names are included in the said compensation roll.

4. *Persons entitled to compensation to apply to the Land Board:* (1) Every landowner, intermediary and cultivating tenant entitled to compensation under section 88, every holder of encumbrance and every person entitled to maintenance or alimony shall apply to the Land Board in Form No. 2 for the payment of such compensation or the value of the encumbrance, maintenance or alimony.

(2) An application under sub-rule (1) shall be made within six months from the date of receipt by the applicant of the final compensation roll under rule 3.

5. *Compensation and the amount of encumbrance payable in bonds:* (1) The compensation and the amount of encumbrance payable under section 92 shall, subject to the provisions of sub-section (2) of the said section, be paid in negotiable bonds:

Provided that if the compensation or the amount of encumbrance payable to any applicant is below one hundred rupees or if the compensation or the amount of encumbrance involves fraction of one hundred, such compensation or amount of encumbrance or the amount of such fraction, as the case may be, shall be paid in cash.

(2) The amount of maintenance or alimony shall be paid in cash.

(3) The interest accrued due on the amount of compensation or encumbrance, from the date of the vesting of the ownership or possession of the land in the Government under section 86 or section 87 till the date of payment or the date of issue of the bonds, as the case may be shall be paid in cash.

(4) The amount of compensation or encumbrance payable in cash under the proviso to sub-rule (1), the amount of maintenance or alimony payable under sub-rule (2) and the interest payable under sub-rule (3) shall be drawn by the Taluk Tahsildar in contingent bills and endorsed to the applicant under the orders of the Land Board.

6. *Central Act 18 of 1944 to apply:* The bonds shall be governed by the provisions of the Public Debt Act, 1944 (Central Act 18 of 1944) and the Public Debt (Compensation Bonds) Rules, 1954, made thereunder.

7. *Interest payable at treasuries:* The interest accruing due on any bond shall be paid annually at the District Treasury or Sub Treasury in the State of Kerala, at which the bond has been enfaced for payment.

8. *Procedure at treasuries:* (1) The Procedure laid down in Chapters IV to VIII of the Government Securities Manual (3rd edition) shall be followed at the district treasuries and sub treasuries as regards payment of interest or any other amount on the bonds.

(2) The discharged bonds shall be forwarded by the district treasuries and sub treasuries to the Public Debt Office, Madras, through the Accountant General, Kerala.

9. *Public Debt Office to issue bonds:* (1) The Public Debt Office, Madras, shall be the parent Public Debt Office for the issue and management of the bonds.

(2) The bonds shall be issued by the Public Debt Office, Madras, on receipt of the requisition from the Land Board.

(3) The bonds shall be issued in denominations of Rs. 100, Rs. 200, Rs. 500, Rs. 1,000, Rs. 5,000, Rs. 10,000 and Rs. 25,000

10. *Indent for the bonds:* (1) The Land Board shall prepare an indent for the bonds in Form No. 4 in triplicate showing the amount payable to each person, entitled to the payment of compensation.

(2) The Secretary, Land Board shall complete columns (1) to (12) of the said form and sign and seal each copy after satisfying that it shows correctly the amounts due and shall enter in his own handwriting the amount in words in all copies.

(3) The Secretary, Land Board shall despatch or cause to despatch one copy of the said form to the Public Debt Office, Madras, for compliance, another copy to the Secretary to the Government of Kerala, Finance Department, and retain the remaining copy in the Office of the Land Board.

(4) The Secretary, Land Board, shall maintain in Form No. 5 a Register of Indents for Bonds.

11. *Public Debt Office to forward bonds to the Land Board:* (1) The Public Debt Office, Madras, shall forward the bonds to the Secretary, Land Board with a covering schedule in duplicate.

(2) The Secretary, Land Board, shall retain one copy of the Schedule received from the Public Debt Office and shall return the other copy to the Public Debt Office, Madras, with his acknowledgement after their contents have been checked with the particulars entered therein.

(3) The Secretary, Land Board shall also send an intimation of the receipt of the bonds to the Secretary, to the Government of Kerala, Finance Department.

12. *Delivery of Bonds:* The Secretary, Land Board shall either deliver the bonds personally to the persons entitled thereto and obtain proper acknowledgement, or send the bonds to the address of such persons by registered post acknowledgement due.

13. *Undelivered bonds to be returned to Public Debt Office:* Bonds which are not delivered within one year from the date of their isuse shall be returned to the Public Debt Office, Madras and the bonds so reterned shall be retained by that office until such time and subject to such instructions as may be issued by the Government in this behalf.

By order of the Governor,

C. P. Nair,

Additional Secretary to Government.

FORM No. 1

(See rule 8)

COMPENSATION ROLL

Description of land surrendered			Rate per acre as per Sch. IV	Total compensation payable	Name and address of persons surrendering the lands or from whom lands were assumed	Names & addresses of		
Sl. No. (a)	Extent (b)	Classification (c)				Land Owner (a)	Intermediary (b)	Cultivating Tenant (c)
(1)			(2)	(3)	(4)	(5)		

Total amount of compensation payable	Names of holders of			Value of			Compensation payable to		
	encumbrance (a)	maintenance (b)	alimony (c)	encumbrance (a)	maintenance (b)	alimony (c)	land owner (a)	intermediary (b)	cultivating tenant (c)
(6)	(7)			(8)			(9)		

FORM No. 2

(*See* Rule 4)

BEFORE THE LAND BOARD

Application for payment of compensation under section 91 of the KLR Act, 1963

Name and address of applicant
Case No. of Land Tribunal
Land Board.

The amount of compensation * value of encumbrance*/maintenance*/alimony * due as per the final compensation roll received from the Land Tribunal.

* The above amount of compensation*/encumbrance * may be paid to me in the form of bonds of the following description/s with the balance Rs....... in each

	No. of bonds	Value
B 100		
B 200		
B 500		
B 1000		
B 5000		
B 10000		
B 250000		

* The above amount of maintenance*/alimony * may be paid to me in cash.

Signature of the applicant.

* Strike out whichever is inapplicable.

FORM No. 3

(*See* Rule 5)

GOVERNMENT OF KERALA

Public Debt Office N.MS. — Rs. Reserve Bank of India, Madras at $4\frac{1}{2}$ per cent

THE KERALA LAND REFORMS (PAYMENT OF COMPENSATION FOR EXCESS LANDS) BOND

The Governor of Kerala hereby promises to pay to................or order at any Treasury in the State of Kerala on the ....day of..........

Rupees............only

and to pay at the Treasuries above mentioned interest on such sum at the rate of four and a half per cent per annum from the ....day of ....to the date on which the same shall become payable as aforesaid, such interest to be paid by equal yearly payments on the............day of.......... every year subject to the provisions of the KLR Act, 1963 and the rules framed thereunder.

Rs. Dated the.........day of.........

No. MS

Manager,
Reserve Bank of India,
Public Debt Office.

For and on behalf of the Governor of Kerala

Governor,
Reserve Bank of India.

Interest payable at Manager, Reserve Bank of India, Public Debt Office, Madras.

Examined

For Manager, Public Debt Office.

All endorsements must be clear and distinct. Endorsements in Indian Language must be literally translated into English immediately below the endorsements.

Receipts for interest are not required on this Bond.
Cross endorsements are strictly prohibited.

Receipt for interest are not required. Cross endorsements are strictly prohibited on this bond.

Principal Amount Rs.	1
Interest payments at 4½ per cent per annum	2
Year ending 1 Warrant No.	3
Year ending 2 Warrant No.	4
Year ending 3 Warrant No.	5
When dividing the bond cut between these lines	
Year ending 4 Warrant No.	6
Year ending 5 Warrant No.	7
Year ending 6 Warrant No.	8 9 10

These spaces are reserved for endorsement and each endorsement should be written within the space allotted.

Received in lieu hereof, a renewed bond payable to. Holder's name.................................
with interest payable at.............(Treasury)
Holder's Signature.....................

This bond can be renewed at any time at the option of the holder on payment of the prescribed fee.

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FORM No. 4
(*See* Rule 10)

Office of the Land Board
Indent No.
Dated.

Requisition for the Kerala Land Reforms (Payment of Compensation for Excess Lands) Bond

Station District

Sl. No.	*Full name (s) of Claimant (s) & address (es)*	*Amount payable to each claimant in bonds*	*No. of bonds of each denomination required.*							*Total value of the bonds (in words & figures)*	*Where to be enfaced for payment*	*Date of receipt in the Public Debt Office.*
			100	200	500	1000	5000	10000	25000			
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)

Sl. Nos. of bonds issued							*Face value of bonds issued*	*No. and date of the forwarding schedule from the Public Debt Office*	*Date of receipt of bonds and date of acknowledgement by the Public Debt Office*	*Remarks*
100	200	500	1000	5000	10000	25000				
(14)	(15)	(16)	(17)	(18)	(19)	(20)	(21)	(22)	(23)	(24)

Forwarded to the Manager, Reserve Bank of India, Public Debt Office, Madras for compliance.

Seal of Land Board at...........................dated...............signature............

(Copy also forwarded for information to:
(1) The Secretary to Government, Finance Department, Trivandrum.)

FORM No. 5

(*See* Rule 10)

Register of indent for the Kerala Land Reforms (Payment of Compensation for Excess Lands) Bonds

Sl. No.	*No. and date of indent*	*No. of bonds of each denomination for which indent*							*Total face value of the bonds indented*	*Signature Secretary Land Board*	*Date of receipt of bonds from public debt office*	*Sl. No. and amount of bonds received*	*Total face value of the bonds supplied*	*Signature Secretary Land Board*	*Remarks*
		100	200	500	1000	5000	10000	25000				*Sl. No.* (1) *Denomination* (2)			
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)

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